

NOT FINAL UNTIL TIME EXPIRES TO FILE REHEARING
MOTION AND, IF FILED, DETERMINED

IN THE DISTRICT COURT OF APPEAL
OF FLORIDA
SECOND DISTRICT

STATE OF FLORIDA,)	
)	
Appellant,)	
)	
v.)	Case No. 2D08-1247
)	
CONISHA A. CADORE and BRENT)	
LAMAR STARKS,)	
)	
Appellees.)	
_____)	

Opinion filed March 20, 2009.

Appeal from the Circuit Court for
Hillsborough County; Emmett Lamar
Battles, Judge.

Bill McCollum, Attorney General,
Tallahassee, and Sara Macks,
Assistant Attorney General, Tampa
for Appellant.

James Marion Moorman, Public
Defender, and Cynthia J. Dodge,
Assistant Public Defender, Bartow,
for Appellees.

PER CURIAM.

Reversed and remanded. See State v. Smith, No. 2D07-5999 (Fla. 2d
DCA Feb. 25, 2009); Graham v. State, 974 So. 2d 440 (Fla. 2d DCA 2007), review
denied, 984 So. 2d 1250 (Fla. 2008).

WHATLEY and VILLANTI, JJ., and CASE, JAMES R., ASSOCIATE SENIOR JUDGE,
Concur.